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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re: Methyl Tertiary Butyl Ether  
("MTBE") Products Liability Litigation

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This document relates to:

Master File No. 1:00-1898

MDL 1358 (SAS)

*Quincy Community Services District v. Atlantic  
Richfield Co., et al.*, 04 Civ. 4970

M21-88

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*[Signature]*  
**[PROPOSED] ORDER GRANTING PLAINTIFF AND DEFENDANT  
KERN OIL & REFINING CO.'S JOINT MOTION FOR VOLUNTARY  
DISMISSAL WITHOUT PREJUDICE PURSUANT TO FRCP 41(a)(2)**

The Court, having considered Plaintiff Quincy Community Services District's Joint Motion for Voluntary Dismissal Without Prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, it hereby grants the motion and dismisses without prejudice Plaintiff's action as to Defendant Kern Oil & Refining Co., only, with each party to bear its own costs.

Dated: Dec. 12, 2010

*[Signature]*  
HON. SHIRA A. SCHEINDLIN

